



## LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

## AGENDA – REGULAR MEETING

Date: August 6, 2008

Time: Closed Session 5:45 p.m.  
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

**Randi Johl**

**City Clerk**

**Telephone: (209) 333-6702**

**NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk, located at 221 W. Pine Street, Lodi, and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

### **C-1 Call to Order / Roll Call**

### **C-2 Announcement of Closed Session**

- a) Threatened Litigation: Government Code §54956.9(b); One Case; Potential Suit by Jose Nava against City of Lodi Based on Personal Injury
- b) Actual Litigation: Government Code §54956.9(a); One Case; City of Lodi v. Michael C. Donovan, an individual; Envision Law Group, LLP, et al., San Francisco Superior Court, Case No. CGC-05-441976
- c) Threatened Litigation: Government Code §54956.9(b); One Case; Potential Suit by Coldani v. Hamm, dba Lima Ranch/Dairy, (Case No. 07-CV-00660-RRB-EFB) against City of Lodi

### **C-3 Adjourn to Closed Session**

**NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.**

### **C-4 Return to Open Session / Disclosure of Action**

#### **A. Call to Order / Roll call**

#### **B. Invocation – Ken Owen, Christian Community Concerns**

#### **C. Pledge of Allegiance**

#### **D. Presentations**

- D-1 Awards – None
- D-2 Proclamations – None
- D-3 Presentations
  - a) Presentation of Certificate of Recognition to Sam Huffman for His Heroic Live-Saving Efforts on May 10, 2008
  - b) Presentation of Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting (CM)

### **E. Consent Calendar (Reading; Comments by the Public; Council Action)**

- E-1 Receive Register of Claims in the Amount of \$16,079,776.60 (FIN)
- E-2 Approve Minutes (CLK)
  - a) July 2, 2008 (Regular Meeting)
  - b) July 15, 2008 (Shirtsleeve Session)
  - c) July 22, 2008 (Shirtsleeve Session)
  - d) July 29, 2008 (Shirtsleeve Session)

- E-3 Approve Plans and Specifications and Authorize Advertisement for Bids for Traffic Signal Modification Project at Church Street and Lockeford Street and at Elm Street and Ham Lane (PW)
- E-4 Approve Plans and Specifications and Authorize Advertisement for Bids for Lodi Public Library Phase 1 Remodel Project (PW)
- Res. E-5 Adopt Resolution Awarding Contracts for Heating, Ventilation, and Air Conditioning Equipment for Lodi Public Library to Intech Mechanical, Inc., of Roseville (\$181,154), and to Joseph H. Schauf Company, of Campbell (\$71,157) (PW)
- E-6 Approve Plans and Specifications and Authorize Advertisement for Bids for School Street and Spruce Street Wastewater Pipe Improvement Project (PW)
- E-7 Approve Request for Proposal for Power Systems Studies on the Existing 12kV Electric Distribution Systems, Four Substations, and 60kV Transmission Lines (EUD)
- Res. E-8 Adopt Resolution Approving the Purchase of 2008 Ford F550 and Utility Bed Using State Contract No. 1-08-23-20 for Replacement of Vehicle No. 04-070 (\$53,850) (PW)
- Res. E-9 Adopt Resolution Authorizing the Purchase of Process Chemical Sodium Hydroxide for White Slough Water Pollution Control Facility from Basic Chemical Solutions, of Santa Fe Springs, CA (\$89,250) (PW)
- Res. E-10 Adopt Resolution Awarding the Contract for Site Improvements at Lodi Lake Park, 1101 West Turner Road to AM Stephens Construction Company, Inc., of Lodi (\$338,250.35) (PR)
- Res. E-11 Adopt Resolution Accepting Improvements at 350 North Guild Avenue (PW)
- Res. E-12 Adopt Resolution Authorizing Additional Task Order for West Yost & Associates to Implement and Prepare Land Discharge Organic Loading Study Required by the City's Wastewater Discharge Permit and Appropriating Funds (\$319,000) (PW)
- Res. E-13 Adopt Resolution Authorizing Additional Task Orders with Treadwell & Rollo Regarding PCE/TCE Cleanup and Appropriating Funds (\$175,000) (PW)
- E-14 Approve Amendment Extending Term of the Northeastern San Joaquin County Groundwater Banking Authority Joint Powers Agreement (PW)
- Res. E-15 Adopt Resolution Authorizing the City Manager to Negotiate and Execute a Cooperative Agreement with San Joaquin Council of Governments for East Lodi Avenue Improvement Project (\$120,000) (PW)
- Res. E-16 Authorize the City Manager to Enter into a Contract with: 1) PBS&J to Provide Planning Services and Prepare an Environmental Impact Report; and 2) PMC, Inc., to Provide Project Management Services for a Proposed Sutter Gould Medical Facility at West Lane and Harney Lane to be Reimbursed by Applicant (CD)
- Res. E-17 Adopt Resolution Approving Side Letter Amending the 2006-2008 Memorandum of Understanding between the City of Lodi and the Association of Lodi City Employees (General Services Unit) (CM)
- E-18 Receive Information Regarding New Meeting Day for the Site Plan & Architectural Review Committee (CD)
- Res. E-19 Adopt Resolution Authorizing the City Manager and Electric Utility Director to Issue Request for Bids, Determine the Best Bid and Execute a Contract for a 25 Megawatt Baseload Power Purchase for the Period of July 2010 through March 2012 at a Cost Not to Exceed \$79 per Megawatt Hour (EUD)

**F. Comments by the Public on Non-Agenda Items**

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

**G. Comments by the City Council Members on Non-Agenda Items**

**H. Comments by the City Manager on Non-Agenda Items**

**I. Public Hearings – None**

**J. Communications**

J-1 Claims Filed Against the City of Lodi – None

J-2 Appointments

a) Appointment to the Greater Lodi Area Youth Commission (Student Appointee): Kasey Ota (CLK)

J-3 Miscellaneous – None

**K. Regular Calendar**

- Res. K-1 Adopt Resolution Opposing State Budget Decisions that Would "Borrow" Local Government and Transportation Funds (CM)
- Res. K-2 Adopt Resolution Approving City of Lodi Cost Share for Lower San Joaquin River Feasibility Study, Authorizing the City Manager to Execute Cost-Share Agreements, and Appropriating Funds (\$17,731) (PW)
- Res. K-3 Adopt Resolution to Implement the Storm Water Development Standard Plans as Required by the State Water Resources Control Board and Set Inspection Fee for Post Construction Best Management Practices as Required in the Standards (PW)
- Res. K-4 Adopt Resolution Authorizing the City Manager to Execute Master Agreement and Task Order No. 1 of Water Utility Financial Planning, Rate Setting, and Meter Installation Program to The Reed Group, Inc., of Sacramento (\$114,670) and Appropriating Funds (\$125,000) (PW)
- Ord. (Introduce) K-5 Introduce Ordinance Amending Lodi Municipal Code Chapter 13.16 – Solid Waste – by Repealing and Reenacting Section 13.16.010, "Definitions" (PW)
- K-6 Approve Six-Month Budget for PCE/TCE Related Litigation Case (CA)
- K-7 Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$56,978.56) (CA)

**L. Ordinances – None**

**M. Adjournment**

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

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Randi Johl, City Clerk